

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

THURSDAY, THE 1ST MARCH 2007 / 10TH PHALGUNA 1928

WP(C).No. 1073 of 2007(C)

PETITIONER:

V.THANKAPPAN VAIDYAR,
KALLUVILA VEEDU, PLACHERY P.O.,
PUNALUR, KOLLAM (DIST).

BY ADV. SRI.THOMAS ABRAHAM
SRI.K.B.ARUNKUMAR
SMT.MERCIAMMA MATHEW
SMT.JANCY MATHEW

RESPONDENTS:

1. STATE OF KERALA, REPRESENTED BY
ITS SECRETARY, LOCAL SELF GOVERNMENT DEPARTMENT,
GOVERNMENT OF KERALA, SECRETARIAT, TRIVANDRUM.
2. KERALA STATE POLLUTION CONTROL BOARD,
PATTOM, TRIVANDRUM, REPRESENTED BY ITS
MEMBER SECRETARY.
3. THE SECRETARY,
PUNALUR MUNICIPALITY, PUNALUR,
KOLLAM DISTRICT.

R1 BY ADV. SRI.K.J. MOHAMMED ANZAR, GOVT. PLEADER.
R2 BY ADV. M.K. CHANDRAMOHAN DAS, SC, PCB.
R3 BY ADV. SRI.B.KRISHNA MANI,SC.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 01/03/2007,THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C) No. 1073 OF 2007

Dated this the 1st day of March, 2007

JUDGMENT

It is seen that the petitioner is having serious grievances regarding the dumping of solid waste within the area of Punalur Municipality. But Ext.P2 representation is submitted by the petitioner not before the Municipality but before the Government arraying the Municipality as a respondent. Mr.Krishnamoni, Standing Counsel for the Municipality assures me that if the Municipality receives a representation from the petitioner, the needful shall be done after conducting necessary inspections.

Under these circumstances without going into the merits of the grounds raised, I dispose of the Writ Petition directing the petitioner to submit a representation voicing all his grievances before the 3rd respondent-Municipality. If the 3rd respondent receives such a representation within two weeks from today the Municipality will consider the same, conduct necessary inspections, hear the petitioner and take a correct decision under intimation to the petitioner. Petitioner is given liberty to approach this Court again if he is aggrieved by the decision taken by the 3rd respondent.

PIUS C. KURIAKOSE, JUDGE

btt

